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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION

JENNY LISETTE FLORES, *et al.*,

Plaintiffs,

v.

WILLIAM BARR, Attorney General, *et al.*,

Defendants.

Case No. CV 85-4544-DMG (AGR<sub>x</sub>)

*EX PARTE* APPLICATION FOR  
EXTENSION OF TIME TO OPPOSE  
DEFENDANTS' NOTICE OF  
TERMINATION OF *FLORES* SETTLEMENT  
AGREEMENT; AND MOTION IN THE  
ALTERNATIVE TO TERMINATE THE  
*FLORES* SETTLEMENT AGREEMENT

Hearing: N/A

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SETTLEMENT AGREEMENT CV 85-4544-  
DMG(AGR<sub>x</sub>)

1 *Plaintiffs' counsel, continued:*

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1 Pursuant to Section 6 of this Court's Procedures (the "Procedures"), and for  
2 good cause shown set forth below, Plaintiffs respectfully request that the Court  
3 grant them an additional seven days to submit their opposition to Defendants'  
4 Notice of Termination of Flores Settlement Agreement; and Motion in the  
5 Alternative to Terminate the Flores Settlement Agreement (the "Motion") [Dkt.  
6 639].

7 The broad and ultimate relief Defendants seek in the Motion – termination of  
8 the Flores Settlement Agreement – cannot be granted without full consideration of  
9 the relevant factual and legal issues involved. As the Court is well aware,  
10 Defendants were granted permission to file a supplemental memorandum and  
11 Motion papers of up to sixty pages by order issued yesterday, Tuesday, September  
12 3, 2019. [Dkt. 641]. Given the Labor Day holiday weekend, Plaintiffs only had  
13 four business days to file their opposition memorandum. It is prejudicial to  
14 Plaintiffs and their counsel to be forced to prepare such important papers on this  
15 short of a time-frame. Defendants' 60-page memorandum addresses a wide range  
16 of legal and factual issues, many of which were not addressed in the parties' meet  
17 and confer call regarding the Motion. Plaintiffs have been working diligently to  
18 respond to the expansive range of topics covered.

19 Plaintiffs respectfully request that the Court issue an order to require their  
20 opposition to the Motion to be filed no later than Friday, September 13, 2019, and  
21 for Defendants' reply, if any, to be filed no later than Friday, September 20, 2019.  
22 This would therefore not prejudice Defendants in any way.

23 Plaintiffs' counsel requested Defendants' counsel's consent to this  
24 application by email sent on Tuesday, September 3, 2019. As of the filing of this  
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1 application, Defendants' counsel has not responded to Plaintiffs' counsel's request.  
 2 Plaintiffs' counsel is thus unaware whether Defendants shall file an opposition.

3 Plaintiffs also state that given the filing by Defendants on late Friday, August  
 4 30, 2019 [Dkt. 639], and the Court's issuance of the Order relating to the Motion  
 5 yesterday, Tuesday, September 3, 2019 [Dkt. 641], they are unable to comply with  
 6 section 7 of the Procedures and to file this application at least five days prior to the  
 7 due date of Plaintiffs' opposition to the Motion. Respectfully, this should be  
 8 excused given the timing of Defendants' filing and the importance of the issues to  
 9 all parties.

10 Plaintiffs shall immediately serve this application on Defendants' counsel by  
 11 email and shall notify them that any opposition must be filed not later than 24 hours  
 12 after the service of the application. Plaintiffs shall deliver a mandatory chambers  
 13 copy of this ex parte application with proposed order to the Clerk's Office Window  
 14 on the 4th floor of the United States Courthouse today.

15 For the foregoing reasons, this Court should grant Plaintiffs' ex parte  
 16 application and issue the proposed order submitted herewith.

17 Dated: September 4, 2019

CARLOS R. HOLGUÍN  
 PETER A. SCHEY  
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ELYSE ECHTMAN (ADMITTED PRO HAC  
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Carlos Holguín

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Peter Schey

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/s/ Elyse Echtman  
Elyse Echtman

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Leecia Welch

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Holly S. Cooper

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